

**STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES**

February 14, 2013  
Laguna de Santa Rosa Foundation  
Great Blue Heron Hall  
900 Sanford Rd.  
Santa Rosa, CA

**MEMBERS PRESENT:**

Douglas Bosco (Public Member), Chairman  
Marisa Moret (Public Member)  
Ann Notthoff (Public Member)  
Peter Sadowski (Public Member)  
Bryan Cash (Designated, Natural Resources Agency)  
Mary Shallenberger, Coastal Commission Chair  
Karen Finn (Designated, Department of Finance)

**OVERSIGHT MEMBERS PRESENT:**

Assembly Member Luis Alejo  
Senator Noreen Evans

**OTHERS PRESENT**

Sam Schuchat, Executive Officer  
Glenn Alex, Legal Counsel

**LOCATION**

Laguna de Santa Rosa Foundation  
Great Blue Heron Hall  
900 Sanford Rd.  
Santa Rosa, CA 95401

Chair Bosco introduced and welcomed the Legislators present: Senator Noreen Evans from District 2 and Assembly Member Luis Alejo from District 30.

**1. ROLL CALL**

Douglas Bosco (Public Member), Chairman  
Marisa Moret (Public Member)  
Ann Notthoff (Public Member)  
Peter Sadowski (Public Member)  
Bryan Cash (Designated, Natural Resources Agency)  
Mary Shallenberger, Coastal Commission Chair

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

Karen Finn (Designated, Department of Finance)

**2. APPROVAL OF MINUTES OF CONSERVANCY, DECEMBER 6, 2012 PUBLIC MEETING**

Moved and seconded. Approved by a vote of 7-0.

Chair Bosco introduced Supervisor Sara Glazer of the City of Sebastopol who welcomed the Conservancy. Ms. Glazer introduced David Banister, Executive Director of Laguna de Santa Rosa who welcomed and thanked the Conservancy for its support and partnership with them.

**3. CONSENT ITEMS**

**A. SEA OTTER RECOVERY**

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to one hundred twenty thousand nine hundred seventy-five dollars (\$120,975) to the Regents of the University of California for projects to further the recovery of the southern sea otter as follows:

- Regents of the University of California, Santa Cruz (UCSC): Seventy one thousand three hundred sixty four dollars (\$71,364) to: 1) assess use of Elkhorn Slough by southern sea otters in order to identify opportunities to conserve and restore suitable otter habitat; and 2) to conduct a public education program regarding the recovery of southern sea otters.
- Regents of the University of California, Davis (UCD): Forty nine thousand, six hundred eleven dollars (\$49,611) to assess southern sea otter mortality patterns and identify key causes of premature mortality.

Prior to the disbursement of funds each grantee shall submit for the review and written approval of the Executive Officer of the Conservancy a work program, including scope of work, budget and schedule; and the names and qualifications of any contractors to be employed in carrying out the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 5.5 of Division 21 of the Public Resources Code, regarding Coastal and Marine Resource Protection.”

**B. PEDRO POINT HEADLANDS**

Resolution:

“The State Coastal Conservancy hereby amends its December 13, 2007 authorization to disburse an additional amount of up to eighty thousand dollars (\$80,000) to the Pacifica Land Trust (“PLT”) for habitat and trail enhancement at the Pedro Point Headlands in Pacifica, San Mateo County. This authorization remains subject to the conditions of its December 13, 2007 authorization, attached to the accompanying staff recommendation as Exhibit 2.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 9 of Division 21(Sections 31400-31410) of the Public Resources Code, regarding the establishment of a system of public accessways to and along the California Coast.
3. The Pacifica Land Trust is a nonprofit organization that qualifies under section 501(c)(3) of the United States Internal Revenue Service Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

**C. STATE OF THE ESTUARY CONFERENCE**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed \$50,000 (fifty thousand dollars) to the Association of Bay Area Governments for the purpose of organizing and presenting the State of the Estuary Conference in October of 2013. No Conservancy funds shall be disbursed until the Executive Officer of the Conservancy has approved in writing a work plan, including a budget and schedule, the names and qualifications of any contractors proposed to be used to carry out this project, and a plan for acknowledging the Conservancy’s contribution.”

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with Chapter 4.5 of Division 21 of the Public Resources Code, regarding the resource and recreational goals in the San Francisco Bay Area.”

**D. GUADALUPE-NIPONO DUNES CENTER**

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed fifteen thousand dollars (\$15,000) to the Guadalupe Nipomo Dunes Center (“The Dunes Center”) to prepare plans and designs to update existing interpretive educational exhibits to facilitate coastal access. Prior to the disbursement of funds, the Conservancy’s Executive Officer shall review and approve in writing a work program, budget and schedule for the project and any contractors proposed to be engaged for the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Public Resources Code Section 31111, regarding planning grants; and Sections 31400 *et seq*, regarding public access.
3. The Dunes Center is a nonprofit organization that qualifies under section 501(c)(3) of the United States Internal Revenue Service Code, and whose purposes are consistent with Division 21 of the Public Resources Code.”

**E. PINKHAM PROPERTY- CARPENTERIA CREEK**

Resolution:

“The State Coastal Conservancy hereby authorizes acceptance of a grant from National Oceanic and Atmospheric Administration under the Community-based Habitat

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

Restoration Partnership Program, and disbursement of up to eighty thousand dollars (\$80,000) to the Earth Island Institute (Earth Island) to implement a fish-barrier removal project at the Pinkham property along Carpinteria Creek to improve migration and habitat for steelhead trout, as shown on Exhibit 1 to the accompanying staff recommendation. Prior to disbursement of any Conservancy funds, Earth Island shall submit for the review and approval of the Executive Officer of the Conservancy the following items:

1. A work program, schedule and budget and the names and qualifications of any contractors to be employed in carrying out the work.
2. Evidence that Earth Island has the all the funds needed to complete construction.
3. Evidence that all necessary permits and approvals for the project have been obtained, including those necessary to expend the NOAA grant funding.

In addition, prior to completion of the project:

1. Earth Island shall enter into and record an agreement approved by the Executive Officer to protect the public interest in the improvements, and to ensure access to the site for construction, maintenance, and monitoring.
2. Earth Island shall implement, or shall cause to be implemented, the applicable mitigation, monitoring and reporting measures contained in the 2012 Mitigated Negative Declaration for the California Department of Fish and Wildlife Fisheries Restoration Grant Program, prepared under the California Environmental Quality Act and attached to the accompanying staff recommendation as Exhibit 3.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resource protection.
3. The proposed project is consistent with applicable local watershed management plans and water quality control plans.
4. Earth Island Institute is a nonprofit organization qualified under Section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the California Public Resources Code.
5. The Coastal Conservancy has independently reviewed the 2012 Mitigated Negative Declaration for the California Department of Fish and Game (attached as Exhibit 3 to

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

the accompanying staff recommendation) for the project pursuant to California Environmental Quality Act, and finds that there is substantial evidence that the project, as modified by incorporation of the mitigation measures identified in the Negative Declaration, including its appendices and exhibits, avoids, reduces or mitigates the possible significant environmental effects of the project.”

**F. CIRCLE G RANCH PROPERTY – CARPINTERIA CREEK**

Resolution:

“The State Coastal Conservancy hereby authorizes acceptance of grant funding from National Oceanic and Atmospheric Administration under the Community-based Habitat Restoration Partnership Program, and disbursement of up to ninety thousand dollars (\$90,000) to the Earth Island Institute (Earth Island) to prepare design and engineering plans for a fish-barrier removal project to improve steelhead trout passage and habitat at the Circle G Ranch property along Carpinteria Creek, as shown on Exhibit 1 to the accompanying staff recommendation. Prior to the disbursement of Conservancy funds, Earth Island shall submit for review and approval of the Conservancy’s Executive Officer a work program, budget, schedule and any contractors to be employed for the project and evidence that Earth Island can provide all the funds needed to complete the plans.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resource protection.
3. The proposed project is consistent with applicable local watershed management plans and water quality control plans.
4. Earth Island Institute is a nonprofit organization qualified under Section 501(c)(3) of the U.S. Internal Revenue Code, and its purposes are consistent with Division 21 of the California Public Resources Code.”

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

**G. IRWIN CREEK**

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed ninety one thousand dollars (\$91,000) to the Laguna de Santa Rosa Foundation (“the Foundation”) for removal of a cattle crossing and restoration of 5 acres of riparian vegetation at Irwin Creek in Sonoma County, subject to the following condition:

1. The project shall not commence and no Conservancy funds shall be disbursed for the project until the Executive Officer of the Conservancy has reviewed and approved in writing:
  - a. A project work program, budget, and schedule.
  - b. A sign plan that acknowledges funding from the Conservancy.
  - c. The names and qualifications of any contractors that the Foundation intends to retain to carry out the project.
  - d. Documentation that the Foundation has obtained all permits and approvals required for the Project under federal, state, and local law.
  - e. A written agreement between the Foundation and the City of Santa Rosa, the owner of the property on which restoration project work will occur, permitting the work to be undertaken and the project to be monitored and maintained for a total period of at least 20 years.
  - f. Evidence that the Sonoma County Agricultural Preservation and Open Space District, the holder of a conservation easement over the project site, agrees that the proposed project is permitted under the easement.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with the purposes and objectives of Chapter 4.5 of Division 21 of the Public Resources Code, regarding the resource goals of the San Francisco Bay Area Conservancy Program.
2. The proposed project is consistent with the current Project Selection Criteria and Guidelines adopted on November 10, 2011.
3. The Laguna de Santa Rosa Foundation is a nonprofit organization existing under section 501(c)(3) of the Internal Revenue Service, and whose purposes are consistent with Division 21 of the Public Resources Code.”

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

**H. BEL MARIN KEYS UNIT V – PARCEL 07**

Resolution:

“Staff recommends that the State Coastal Conservancy adopt the following resolution pursuant to Sections 31160 *et seq.* of the Public Resources Code:

The State Coastal Conservancy hereby:

1. Approves the Revised Implementation Plan set forth as Exhibit 1 to the accompanying staff recommendation to implement disposition of Parcel 07 (Marin County Assessor’s Parcel Number 171-157-07) of the Bel Marin Keys Unit V property.
2. Directs the Department of General Services to transfer title to Parcel 07 to the County of Marin, at no cost in accordance with the Revised Implementation Plan subject to the following conditions:
  - (a) A public access easement shall be retained or dedicated over a portion of the property, in a location and upon terms acceptable to the Executive Officer of the Conservancy for purposes of developing a segment of the San Francisco Bay Trail; and
  - (b) The uses of the Parcel 07 shall be restricted open space, habitat and public access.
3. Directs the Executive Officer to review and approve the terms and conditions of the reservation of a public access easement as well as all other documents relating to the transfer and to take such other action as is necessary to complete the disposition of Parcel 07.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The Conservancy adopted a restoration plan for the Bel Marin Keys Unit V (BMKV) expansion of the Hamilton Wetland Restoration Project (“Project”) in 2004, and Parcel 07 is unnecessary for the purposes of the Project. Therefore, pursuant to the provisions of the restoration plan and Public Resources Code Section 31107, the property may be conveyed out of state ownership;
2. Transfer of Parcel 07 pursuant to the Revised Implementation Plan is consistent with the authority of the Conservancy under Section 31107 of the Public Resources Code and with the Property Disposition Procedures



*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

- developed by the Conservancy and the Department of General Services pursuant to Section 31107.1 of the Public Resources Code.
3. The transfer of Parcel 07 is consistent with the purposes and objectives of the San Francisco Bay Area Conservancy Program set forth in Chapter 4.5 (Sections 31160-31165) of Division 21 of the Public Resources Code.
  4. Retention of the public access easement and completion of property disposition is consistent with the Project Selection Criteria and Guidelines last updated on November 10, 2011.”

**I. WHITE SLOUGH AND HOOKTON SLOUGH**

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed thirty thousand dollars (\$30,000) to the U.S. Fish and Wildlife Service (USFWS) to prepare designs and environmental permitting documents for the restoration of coastal wetlands at White Slough and Hookton Slough on Humboldt Bay. Prior to disbursement of any funds, the FWS shall submit for the review and approval of the Executive Officer of the Conservancy a work plan, schedule, budget, and the names of any contractors to be employed.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Chapter 5.5 of Division 21 of the Public Resources Code, regarding integrated coastal and marine resource protection projects.
2. The proposed project is consistent with the Conservancy’s Project Selection Criteria and Guidelines adopted on November 10, 2011.
3. The project area is identified by the Humboldt County Local Coastal Program as requiring public action to resolve existing resource protection problems.”

Moved and seconded. Approved by a vote of 7-0.

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

**4. EXECUTIVE OFFICER'S REPORT**

The Executive Officer announced the appointment of two oversight legislators: Senator Jim Beall, appointed by the Senate Rules Committee on February 7, 2013; and Assembly member Al Muratsuchi, appointed by the Speaker of the Assembly on February 12, 2013.

The Executive Officer introduced two Sea Grant Fellows who will work with the Conservancy for one year. Jessica Watson will be focusing on Climate Change and Adriadne Reynolds working with the Southern California Wetland Recovery Project.

The new Conservancy Brochure and Strategic Plan – Executive Summary were distributed to the board, along with the 2012 Conservancy Accomplishments.

The EO stated that a contract with consultants in Washington D.C. has been augmented to provide critical assistance in pursuing funding under the federal budget and our work with various federal agencies.

The EO report was presented in the following agenda order:

- A. Ocean Protection Council. The Ocean Protection Council met on November 29, 2012. The next OPC meeting will be in March.
- B. Legislative Report. The February Legislative Report was given by Deborah Ruddock. Senator Evans explained her legislative bill, SB241, providing for an oil-extraction tax. (the Legislative Report is attached to the end of the minutes)
- E. Ballona Wetlands. Conservancy Deputy Executive Officer Mary Small provided an update on Ballona Wetlands and informed the board Annenberg Foundation, which seeks to add a Public Education Center, has been added as a participant and funder to this 60-acre project.
- C. Climate Change and sea-level rise. Grant Suchanek, a coastal marine ecologist with the Western Ecological Research Center of the U.S. Geological Survey, provided a presentation on science, policy, and management. Conservancy Deputy Executive Officer Nadine Peterson then discussed current, related work along the coast; and also provided a report on behalf of Ellie Cohen of the Point Reyes Bird Observatory, who was unable to attend.
- D. Chris Kelly, Program Director for The Conservation Fund, provided a presentation on forest carbon sequestration, carbon credits, and carbon markets.

STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013

**SAN FRANCISCO BAY AREA**

**5. INVASIVE SPARTINA PROJECT**

Marilyn Latta of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to a total of \$3,950,000 (three million nine hundred fifty thousand dollars, allocated as follows:

1. Approximately \$100,000 (one hundred thousand dollars), for ongoing invasive and hybrid *Spartina* treatment and eradication projects through 2014 (or subsequent). The grant funds for treatment and eradication projects may be used to augment existing grants to the California Wildlife Foundation, the Friends of Corte Madera Creek Watershed, the East Bay Regional Park District, the City of Alameda, the City of Palo Alto, the San Mateo County Mosquito Abatement and Vector Control District, the Alameda County Flood Control and Water Conservation District, and the California Department of Parks and Recreation. Any grant of funds for treatment and eradication shall be subject to the following conditions:
  - a. Prior to implementing any treatment and eradication project and prior to disbursement of any funds to the grantee, the grantee shall submit for review and approval of the Executive Officer a plan detailing the site-specific work for 2013 and 2014, based on the outcome and extent of the 2012 and 2013 treatment, and including a list of identified mitigation measures, a work program for 2013 (per the 12/17/12 2013 Amendment to the U.S. Fish and Wildlife Service (FWS) Biological Opinion) and 2014 treatment (pending the 2014 FWS Biological Opinion) and 2015 planning activities, if applicable, including a schedule and budget, and evidence that the grantee has obtained all necessary permits and approvals for the project.
  - b. In carrying out any treatment and eradication project, the grantee shall comply with all applicable mitigation and monitoring measures that are set forth in the approved site-specific plans, that are required by any permit, the amended Biological Opinions or any other approval for the project, and that are identified in the “Final Programmatic Environmental Impact Statement/Environmental Impact Report, San Francisco Estuary Invasive *Spartina* Project: *Spartina* Control Program” (FEIS/R), adopted by the Conservancy on September 25, 2003.
2. Approximately \$3,390,000 (three million three hundred ninety thousand dollars), of which \$1,500,000 (one million five hundred thousand dollars) will be reimbursed under a grant awarded to the Conservancy by the Wildlife Conservation Board (WCB), pending authorization at the May 30, 2013 WCB board meeting, for planning, management, treatment, revegetation, and monitoring activities for the ISP

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

Eradication Program. Prior to disbursement of any WCB funds, the Conservancy shall enter into a Grant Agreement with WCB, permitting the Invasive *Spartina* Project (ISP) Eradication Program work and describing the budget and work to be performed, and providing for reimbursement of the Conservancy's expenditures for the work."

Findings:

"Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. Disbursement of additional funds for the ISP Control Program treatment and eradication projects, and planning and management, remains consistent with Public Resources Code Sections 31160-31165.
2. The proposed authorization is consistent with the Project Selection Criteria and Guidelines last updated by the Conservancy on November 10, 2011.
3. The California Wildlife Foundation and Friends of Corte Madera Creek Watershed are nonprofit organizations existing under Section 501(c)(3) of the United States Internal Revenue Code, and whose purposes are consistent with Division 21 of the California Public Resources Code."

Moved and seconded. Approved by a vote of 7-0.

**6. ALBANY BEACH**

Tom Gandesbery of the Coastal Conservancy presented the Staff recommendation.

Speaking in favor of the Staff Recommendation: Chris Barton, East Bay Regional Park District.

Resolution:

"The State Coastal Conservancy hereby authorizes the disbursement of \$1,461,173 (one million four hundred sixty one thousand one hundred seventy three dollars) to East Bay Regional Park District (District) for the Albany Beach Phase I Restoration and Public Access Implementation Project (project) to complete reconstruction, stabilization, and enhancement of approximately 1,850 feet of trail; enhancement of the intertidal and sub-tidal zone; and upland habitat improvements at Albany Beach, Alameda County, subject to the following conditions:

1. Prior to disbursement of any funds under this authorization, the District shall submit the following for the review and written approval of the Executive Officer of the Conservancy:

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

- A. A detailed work plan for the project components, including a final budget and schedule.
  - B. The names and qualifications of any contractors to be retained to carry out the project components.
  - C. Evidence that the District obtained all permits and approvals necessary to the completion of the project under applicable local, state and federal laws and regulations.
2. The District shall ensure compliance with all project actions, components, and mitigation measures that are required by the Environmental Impact Report for the Albany Beach Project (EIR) that was certified by the District on November 20, 2012, and accompanying the project staff recommendation as Exhibit 4.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

- 1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
- 2. The proposed authorization is consistent with the purposes and objectives of Sections 31160-31165 of Division 21 of the Public Resources Code, regarding the enhancement and restoration of wetlands and adjacent uplands and the provision of trails and recreational features in the San Francisco Bay Area.
- 3. The Conservancy has independently reviewed and considered the information contained in the EIR adopted by the District on November 20, 2012 and finds that here is no substantial evidence that the project, with the identified measures to avoid or reduce the possible significant environmental effects, will have a significant effect on the environment.”

Moved and seconded. Approved by a vote of 7-0.

**7. MOUNT UMUMHUM**

Jeff Melby of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Meredith Manning, Senior Planner, Midpeninsula Regional Open Space District.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed one million dollars (\$1,000,000) to the Midpeninsula Regional Open Space

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

District (MROSD) to implement environmental restoration and public access improvements at Mount Umunhum in Santa Clara County, subject to the following conditions:

- A. Prior to the disbursement of Conservancy funds for construction, MROSD shall submit for the review and approval of the Executive Officer of the Conservancy:
  - 1. Evidence that the MROSD has obtained all necessary permits and approvals
  - 2. A signing plan acknowledging Conservancy participation and identifying the trail to the summit of Mount Umunhum as part of the San Francisco Bay Area Ridge Trail system, as applicable
  - 3. A final work plan (including the names of any contractors to be used in the completion of the project), a project schedule and budget.
- B. MROSD shall comply with the following conditions in implementing the project:
  - 1. MSROD shall implement or cause to be implemented the applicable mitigation, monitoring and reporting measures contained in the Mitigation Monitoring Plan, adopted on October 17, 2012 and attached to the accompanying staff recommendation as Exhibit 3.
  - 2. MSROD shall enter into an agreement with the Conservancy sufficient to protect the public interest in the project and to provide public access to the project site.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

- 1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
- 2. The proposed project is consistent with the authority of the Conservancy under Public Resources Code Sections 31160-31165 regarding projects of the San Francisco Bay Area Conservancy Program.
- 3. The Conservancy has independently reviewed the Mt. Umunhum Environmental Restoration and Public Access Final Environmental Impact Report (Exhibit 3 to the staff recommendation) certified by the MROSD on June 12, 2012, and the public comment received on the Report, and finds no substantial evidence that the project, with the identified measures to avoid, mitigate or reduce the possible significant environmental effects, will have a significant effect on the environment.”

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

Moved and seconded. Approved by a vote of 7-0.

**8. COYOTE VALLEY OPEN SPACE PRESERVE**

Jeff Melby of the Coastal Conservancy presented the staff Recommendation.

Speaking in favor of the Staff Recommendation: Rachel Sanchez, Santa Clara County Open Space Authority.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to \$150,000 (one hundred fifty thousand dollars) to the Santa Clara County Open Space Authority (Authority) for planning the natural-resource and public-access elements of the Coyote Valley Open Space Preserve in Santa Clara County. Prior to the disbursement of funds, the Authority shall submit for the review and approval of the Executive Officer of the Conservancy a final work plan (including the names of any contractors to be used in the completion of the project), and a project schedule and budget.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the current Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of the San Francisco Bay Area Conservancy Program, Chapter 4.5 of Division 21 of the Public Resources Code.”

Moved and seconded. Approved by a vote of 7-0.

**NORTH COAST**

**9. EEL RIVER ESTUARY PRESERVE – removed from the Agenda**

**10. TIJUANA RIVER VALLEY TRAIL SYSTEM**

Sam Jenniches of the Coastal Conservancy presented the Staff Recommendation.

Presenting Power Point Presentation: Patrick McDonough, Senior Project Manager, Parks and Recreation, San Diego County.

*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one million five hundred thousand dollars (\$1,500,000) to the County of San Diego (County) for trail construction as part of the Tijuana River Valley Regional Park Trail System, subject to the following conditions:

1. Prior to the disbursement of trail construction funds, the County shall submit for the review and approval of the Conservancy’s Executive Officer:
  - a. A final design plan, project work program, budget, and timeline.
  - b. The names of any contractors that the County will retain to carry out all or part of the project.
  - c. A signing plan that acknowledges Conservancy funding.
  - d. Documentation that the County has obtained all permits and approvals required for the project.
2. In carrying out the project, the County shall comply with all applicable mitigation and monitoring measures for the project that are identified in the Tijuana River Valley Regional Park Trails and Habitat Enhancement Project Environmental Impact Report adopted by the County on December 13, 2006, and attached to the accompanying staff recommendation as Exhibit 3.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the November 10, 2011 Project Selection Criteria and Guidelines.
2. The proposed authorization is consistent with the purposes and objectives of Chapter 9 of Division 21 of the Public Resources Code (Sections 31400 *et seq*) regarding a system of public accessways.
3. The Conservancy has independently reviewed the Tijuana River Valley Regional Park Trails and Habitat Enhancement Project Environmental Impact Report (EIR) adopted by the County on December 13, 2006 , attached to the accompanying staff recommendation as Exhibit 3 and finds that the project, as mitigated, avoids, reduces or mitigates possible significant environmental effects and that there is no substantial evidence that the project will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382.
4. The proposed project serves greater than local need.”



*STATE COASTAL CONSERVANCY  
PUBLIC MEETING MINUTES  
February 14, 2013*

Moved and seconded. Approved by a vote of 7-0.

**11. CONSERVANCY MEMBER COMMENTS**

Member Mary Shallenberger urged the Conservancy to use a web based for the Board materials instead of using Compact Disks. The Conservancy is working on this.

**12. PUBLIC COMMENT**

There were no public comments

**13. CLOSED SESSION**

There was no closed session

**14. ADJOURNMENT**

Meeting was adjourned at 12:30 p.m.